

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

| | | |
|--------------------------------|---|-------------|
| GEOGRAPHIC LOCATION | § | |
| INNOVATIONS LLC, | § | |
| | § | |
| Plaintiff, | § | Case No: |
| | § | |
| vs. | § | PATENT CASE |
| | § | |
| VIAMICHELIN NORTH AMERICA, LLC | § | |
| | § | |
| Defendant. | § | |
| | § | |

COMPLAINT

Plaintiff Geographic Location Innovations LLC (“Plaintiff” or “GLI”) files this Complaint against ViaMichelin North America, LLC (“Defendant” or “ViaMichelin”) for infringement of United States Patent No. 7,917,285 (hereinafter “the ‘285 Patent”).

PARTIES AND JURISDICTION

1. This is an action for patent infringement under Title 35 of the United States Code. Plaintiff is seeking injunctive relief as well as damages.

2. Jurisdiction is proper in this Court pursuant to 28 U.S.C. §§ 1331 (Federal Question) and 1338(a) (Patents) because this is a civil action for patent infringement arising under the United States patent statutes.

3. Plaintiff is a Texas limited liability company with a virtual office located at 1400 Preston Rd, Suite 400, Plano, TX 75093.

4. On information and belief, Defendant is a Delaware limited liability company with its principal office located at 27 Cours de l’Ile Seguin, 92100 Boulogne Billancourt, France. On information and belief, Defendant may be served with process through its

registered agent, The Corporation Trust Company, Corporation Trust Center, 1209 Orange St., Wilmington, DE 19801.

5. On information and belief, this Court has personal jurisdiction over Defendant because Defendant has committed, and continues to commit, acts of infringement in this District, has conducted business in this District, and/or has engaged in continuous and systematic activities in this District.

6. On information and belief, Defendant's instrumentalities that are alleged herein to infringe were and continue to be used, imported, offered for sale, and/or sold in this District.

VENUE

7. On information and belief, venue is proper in this District under 28 U.S.C. § 1400(b) because Defendant is deemed to be a resident of this District.

COUNT I **(INFRINGEMENT OF UNITED STATES PATENT NO. 7,917,285)**

8. Plaintiff incorporates paragraphs 1 through 7 herein by reference.

9. This cause of action arises under the patent laws of the United States and, in particular, under 35 U.S.C. §§ 271, *et seq.*

10. Plaintiff is the owner by assignment of the '285 Patent with sole rights to enforce the '044 Patent and sue infringers.

11. A copy of the '285 Patent, titled "Device, System and Method for Remotely Entering, Storing and Sharing Addresses for a Positional Information Device," is attached hereto as Exhibit A.

12. The '285 Patent is valid, enforceable, and was duly issued in full compliance with Title 35 of the United States Code.

13. Upon information and belief, Defendant has infringed and continues to infringe

one or more claims, including at least Claim 13, of the ‘285 Patent by making, using (at least by having its employees, or someone under Defendant’s control, test the System), importing, selling, and/or offering for sale a mobile website with associated hardware and software embodied, for example, in its ViaMichelin route planning system and mobile application (the “System”) covered by at least Claim 13 of the ‘285 Patent. The System is used, for example, in connection with Defendant’s website and its mobile app. Defendant has infringed and continues to infringe the ‘285 patent either directly or through acts of contributory infringement or inducement in violation of 35 U.S.C. § 271.

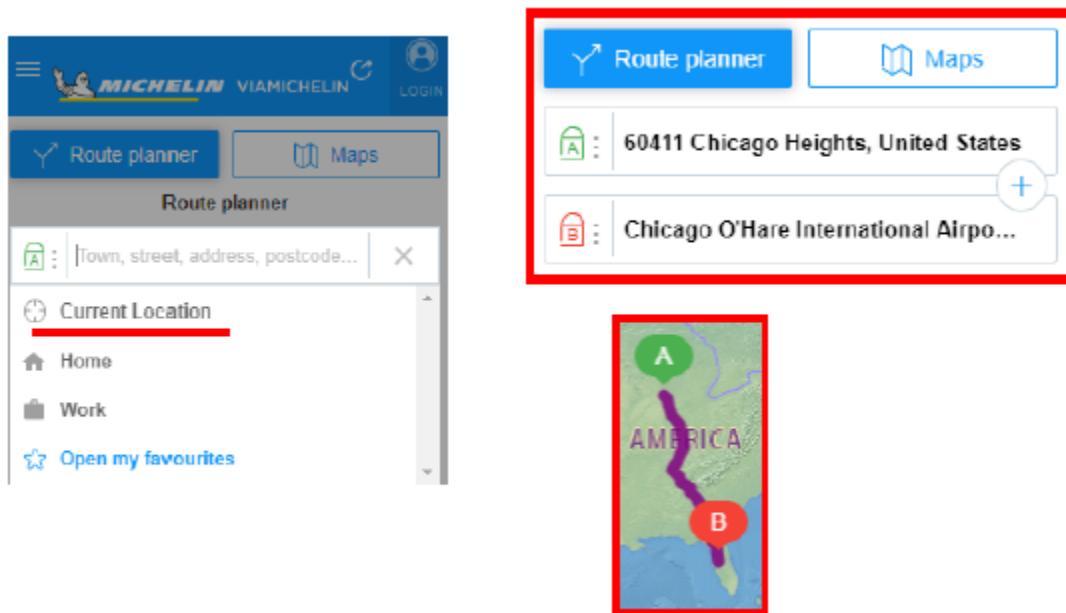
14. The System includes the mobile website and associated hardware. These tools provide a route planner mobile application. This application provides for remote entry of location information, such as destination into a positional information device such as, for example, a tablet or smart phone in which users can plan their rides. The website automatically loads available routes and available vehicles onto the positional information device based on the user’s location. Certain aspects of this element are illustrated in the screenshot(s) below and/or in those provided in connection with other allegations herein.



Source: <https://www.viamichelin.com/>

Source: https://www.viamichelin.com/web/Routes/Route-Date-_-Oio-Guinea_Bissau-to-Ansonhe-_-Oio-Guinea_Bissau

15. The System includes one or more servers that receive a request for an address such as destination (i.e., an address of a location not stored within the positional device, such as a smartphone). The server determines the address of the destination (i.e., address of the at least one location) and transmits the determined address to the positional information device. The user can see (on the positional information device) a visual indication of the destination in a map. Certain aspects of this element are illustrated in the screenshot(s) below and/or in those provided in connection with other allegations herein.

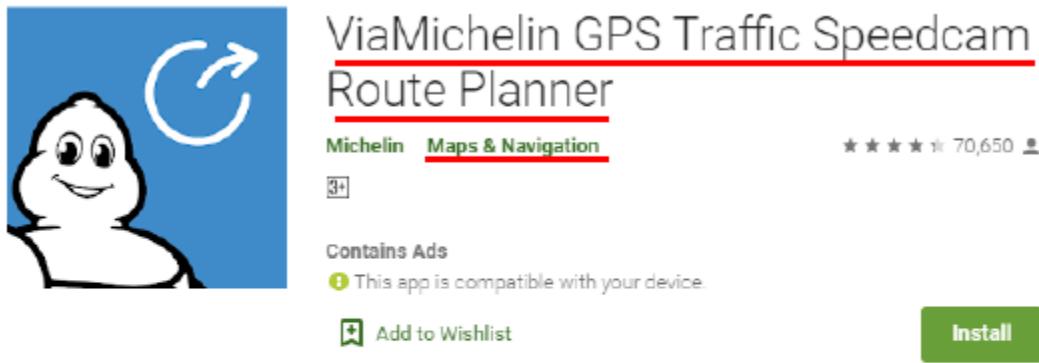


Source: <https://www.viamichelin.com/>

16. The server(s) determine the address(es) and transmits the determined address to the positional information device (e.g., smartphone). For example, the server(s) transmits to the positional information device a visual indication of the location on a map.

17. The System installed on the smartphone (i.e., positional information device) is able to utilize the GPS location (i.e., location information module) to determine the location of the smartphone (i.e., positional information device). Certain aspects of this element are

illustrated in the screenshot(s) below and/or in those provided in connection with other allegations herein.



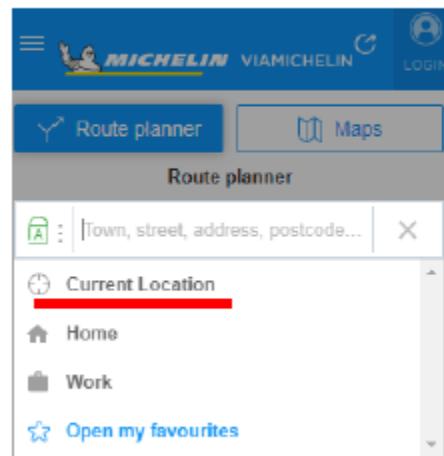
Source: <chrome://settings/content/siteDetails?site=https%3A%2F%2Fwww.viamichelin.com>
Source: <https://play.google.com/store/apps/details?id=com.viamichelin.android.viamichelinvmobile&hl=en>

ViaMichelin GPS Traffic Speedcam Route Planner

Michelin

Showing permissions for all versions of this app

- Location
 - precise location (GPS and network-based)
 - approximate location (network-based)
- Wi-Fi connection information
 - view Wi-Fi connections
- Other
 - view network connections



Source: <https://play.google.com/store/apps/details?id=com.viamichelin.android.viamichelinvmobile&hl=en>
Source: <https://www.viamichelin.com/>

18. The user's device (i.e. position information device) on which the application is

installed, uses the cellular network communication transceiver (i.e., communication module) through which the smartphone (i.e., the positional information device) receives the address of pickup or destination (i.e., location address). Certain aspects of this element are illustrated in the screenshot(s) below and/or in those provided in connection with other allegations herein.

ViaMichelin GPS Traffic Speedcam Route Planner

Michelin

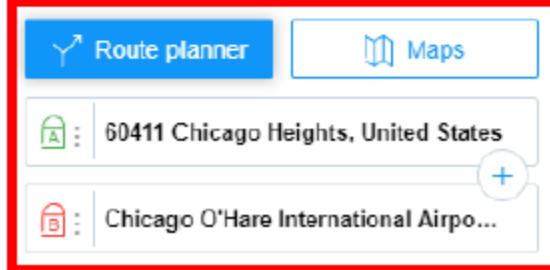
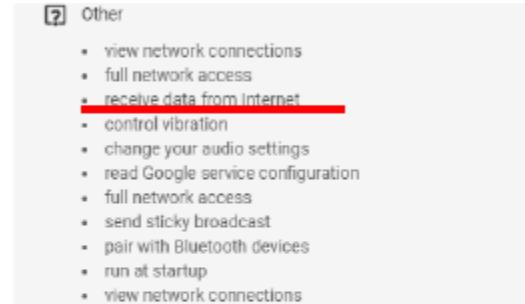
Showing permissions for all versions of this app



ViaMichelin GPS Traffic Speedcam Route Planner

Michelin

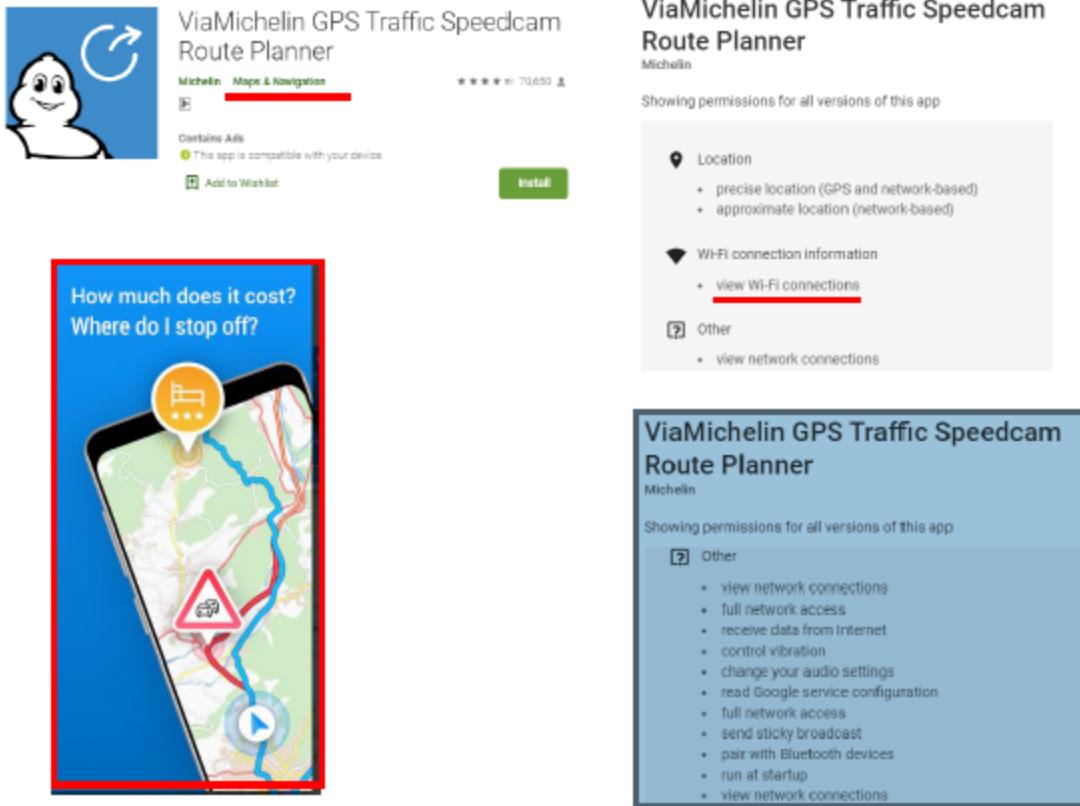
Showing permissions for all versions of this app



Source: <https://play.google.com/store/apps/details?id=com.viamichelin.android.viamichelinnmobile&hl=en>

Source: <https://www.viamichelin.com/>

19. The System includes a processing module (e.g., mapping software and the mobile website), which receives the determined address(es) from the communication module. The processing module determines route guidance based on the location of the positional information device and the determined address(es). Certain aspects of this element are illustrated in the screenshot(s) below and/or in those provided in connection with other allegations herein.



Source:<https://play.google.com/store/apps/details?id=com.viamichelin.android.viamichelinnmobile&hl=en>

20. The System includes a display module (e.g., screen on the positional information device) for displaying the route guidance. Certain aspects of this element are illustrated in the screenshot(s) provided in connection with other allegations herein.

21. The System includes a communications network (e.g., cellular network) for coupling the positional information device to the server(s). Certain aspects of this element are illustrated in the screenshot(s) below and/or in those provided in connection with other allegations herein.

ViaMichelin GPS Traffic Speedcam Route Planner

Michelin

Showing permissions for all versions of this app

-  Location
 - precise location (GPS and network-based)
 - approximate location (network-based)
-  Wi-Fi connection information
 - view Wi-Fi connections
-  Other
 - view network connections

ViaMichelin GPS Traffic Speedcam Route Planner

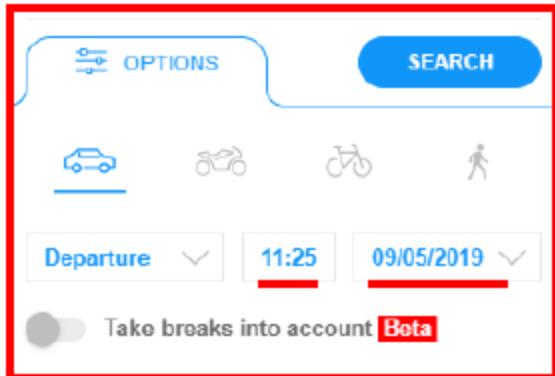
Michelin

Showing permissions for all versions of this app

-  Other
 - view network connections
 - full network access
 - receive data from Internet
 - control vibration
 - change your audio settings
 - read Google service configuration
 - full network access
 - send sticky broadcast
 - pair with Bluetooth devices
 - run at startup
 - view network connections

Source: <https://play.google.com/store/apps/details?id=com.viamichelin.android.viamichelinmobile&hl=en>

22. The server(s) receives a departure time and date (e.g., the time and date of the request for a location) associated with the requested location and transmits the associated time and date with the determined address (i.e., destination) by the help of maps (i.e., communication module) to the positional information device (i.e., smartphone) and the positional information device displays the determined address at the associated time and date. For example, the time and date of the request must be sent to the server so that the server can determine the drop off time associated with determined address (i.e., destination). Certain aspects of this element are illustrated in the screenshot(s) below and/or in those provided in connection with other allegations herein.



Source: https://www.viamichelin.com/web/Routes/Route-Date-_-Oio-Guinea_Bissau-to-Ansonhe-_-Oio-Guinea_Bissau

23. Defendant's actions complained of herein will continue unless Defendant is enjoined by this court.

24. Defendant's actions complained of herein are causing irreparable harm and monetary damage to Plaintiff and will continue to do so unless and until Defendant is enjoined and restrained by this Court.

25. Plaintiff is in compliance with 35 U.S.C. § 287.

PRAAYER FOR RELIEF

WHEREFORE, Plaintiff asks the Court to:

- (a) Enter judgment for Plaintiff on this Complaint on all causes of action asserted herein;
- (b) Enter an Order enjoining Defendant, its agents, officers, servants, employees, attorneys, and all persons in active concert or participation with Defendant who receive notice of the order from further infringement of United States Patent No. 7,917,285 (or, in the alternative, awarding Plaintiff a running royalty from the time of judgment going forward);
- (c) Award Plaintiff damages resulting from Defendant's infringement in accordance with 35 U.S.C. § 284;

- (d) Award Plaintiff pre-judgment and post-judgment interest and costs; and
- (e) Award Plaintiff such further relief to which the Court finds Plaintiff entitled under law or equity.

Dated: March 1, 2020

Respectfully submitted,

/s/ Jimmy Chong
JIMMY CHONG, ESQ. (#4839)
CHONG LAW FIRM
2961 Centerville Rd.
Ste 350
Wilmington, DE 19808
302-999-9480
chong@chonglawfirm.com

ATTORNEYS FOR PLAINTIFF

EXHIBIT A